

REMARKS

This amendment is in response to a non-final Office action (Paper No. 0) mailed December 9, 2004. Upon entry of this amendment, claims 1, 7-12, 16-18, 20 and 22-29 will be pending. Applicant is amending claims 1, 9, 16 and 20, cancelling claims 3, 4, 13-15, 19 and 21 without prejudice or disclaimer as to their subject matter by this amendment.

In the Office action, the Examiner rejected claims 13-15 under 35 U.S.C. 102 (b) as being anticipated by USP 5,198,806 to Lord. Applicant has canceled these claims by this amendment making this rejection moot.

In the Office action, the Examiner has rejected claims 16-18 under 35 U.S.C. 103 (a) as being unpatentable over USP 4,754,268 to Mori in view of Rathbone. Applicant traverses this rejection for the following reasons.

Mori '268 pertains to a computer with a wireless mouse. When the user touches the mouse, the mouse outputs a signal of a certain carrier frequency. If the frequency is the correct frequency for the particular computer, the computer wakes up.

Mori '268 is designed for when there are many computers and many wireless mice in the vicinity of the computers. Because each mouse corresponds to a particular computer, Mori '268 seeks to prevent the signal emanating from one mouse to wake up other computers separate

from the computer that mouse was assigned to wake up. In order to prevent other mice from waking up the wrong computer, each of the mice has a different frequency and each computer wakes up when a signal of the correct frequency is received. By such a design, the wrong mice can not wake up the wrong computer.

In Applicant's claims 16-18, Applicant claims that a remote control, when pressed, sends security data to the computer. The computer receives this security data and compares it to security data stored in the computer, and if they match, the computer is woken up.

In the Office action, the Examiner justifies the rejection by saying that the frequency of the signal emanating from each mouse in Mori '268 reads on Applicant's security code. Applicant disagrees. Applicant submits that the frequency of the signal emanating from the mice in Mori '268 cannot be a security code. This is because, in Mori '268, any person, even an unauthorized person can go directly to the computer in Mori '268 and wake up the computer by merely touching a key on a keyboard connected to the computer. While in Applicant's invention, if the user when to the keyboard attached the computer and tried to revive the computer, the user will be required to input a password before the computer is revived. This is not so with Mori '268. In Mori '268, the different frequencies emanating from the mice are not used to screen out unauthorized users as they are in Applicant's invention. For these reasons, Applicant submits that the carrier frequency cannot read on security data in Applicant's invention.

In Page 5 of the Office action, the Examiner stated that claims 16-18 do not specifically claim a password. Applicant has newly added depending claim 26 to claim that the security data in claim 16 are passwords. Entry of and favorable examination is requested.

Applicant amended claim 16 by this amendment merely to remove language from the preamble and to prevent antecedent basis problems that resulted therefrom.

In the Office action, the Examiner has allowed claim 19. In this amendment, Applicant has placed claims 3 and 19 into independent form in claim 1. Applicant made further amendments to claim 1 only to remove antecedent basis problems. Entry of and allowance of claim 1 is respectfully requested.

In the Office action, the Examiner deemed claims 10-12 as allowed. Applicant is appreciative of their allowance.

No fees are incurred by the filing of this amendment.

In view of the above, all claims are deemed to be allowable and this application is believed to be in condition to be passed to issue. Reconsideration of the rejections and objections is requested. Should any questions remain unresolved, the Examiner is requested to telephone Applicant's attorney.

Respectfully submitted,



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